

## **ARCHITECTS SECTION MEETING**

### **MINUTES**

The Architects Section of the Virginia Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects (APELSCIDLA Board) met on July 29, 2008, at the Department of Professional and Occupational Regulation, 9960 Mayland Drive, Richmond, Virginia, with the following members present:

John S. Clark, Jr.  
J. Everette Fauber, III

Staff present for all or part of the meeting were:

Jay W. DeBoer, Director  
Mark N. Courtney, Deputy Director of Licensing and Regulation Division  
Marian H. Brooks, Program Administrator  
Michelle Gowen, Administrative Assistant  
Earlyne Perkins, Legal Analyst

No representative was present from the Office of the Attorney General.

Mr. Fauber, Chair, called the meeting to order at 9:00 a.m.

**Call to Order**

Mr. Clark moved to approve the agenda as written. Mr. Fauber seconded the motion which was unanimously approved by members: Clark and Fauber.

**Approval of  
Agenda**

Duncan Abernathy of VSAIA was present to request the Section's assistance with advice on improving the relationship between AIA and NCARB. Mr. Courtney stated that NCARB has made staff changes and seems to be improving their response time to candidates.

**Public Comment  
Period**

Regarding File Number 2008-03198, David W. Kent, the Section Member reviewed the Consent Order as seen and agreed to by Mr. Kent. Mr. Fauber recommended that the Board accept the Consent Order, in which Mr. Kent neither admits nor denies, but which cites a violation of 18 VAC 10-20-740.D of the Board's regulations. For this violation Mr. Kent agrees to a fine in the amount of \$100.00 and Board costs in the amount of \$150.00 for a total monetary penalty of \$250.00. As the reviewing Board member, Mr. Clark was not present during the discussion or vote.

**File Number  
2008-03198,  
David W. Kent**

Regarding File Number 2008-02975, Augusto I. Tono, the Section member reviewed the Consent Order as seen and agreed to by Mr. Tono.

**File Number  
2008-02975,**

Mr. Fauber recommended that the Board accept the Consent Order, in which Mr. Tono admits to the following violations of the Board's regulations: 18 VAC 10-20-740.D (Count 1); and 18 VAC 10-20-700.A (Count 2). For these violations, Mr. Tono agrees to the following monetary penalties: \$500.00 for the violation contained in Count 1; and \$500.00 for the violation contained in Count 2; as well as \$150.00 in Board costs, for a total monetary penalty of \$1,150.00. As the reviewing Board member, Mr. Clark was not present during the discussion or vote.

**Augusto I. Tono**

Mr. Fauber gave a brief summary of the NCARB Annual meeting held in Pittsburgh. Mr. Fauber noted that one resolution was withdrawn and the other passed by large margins.

**Discussion of  
NCARB Annual  
Meeting**

The Section members reviewed a survey prepared by staff of the rules in each jurisdiction as to the use of the term "Intern Architect" by interns. After review and discussion, the Section members agreed that this matter does not merit further action at this time.

**Review of  
Survey Results  
Regarding the  
Use of the Term  
"Intern  
Architect"**

The Section members were provided with the summary of public comment the Board received on the proposed continuing education regulations for review. Mr. Courtney noted that the summary will be back before the Board at its meeting September 17<sup>th</sup> with a draft response for their consideration.

**Review of  
Summary of  
Public Comment  
for Proposed  
Continuing  
Education  
Regulations**

The Section members reviewed a letter prepared by James R. Boyd of the VSAIA and additional material provided by staff in response to the issues raised in the letter. After review and discussion, the Section members agreed that no action was required.

**Discussion of  
AIA Comments  
Made at May 6<sup>th</sup>  
Section Meeting**

The Section members were informed that staff had no memorandums and notices received by the Board office from NCARB.

**Review of  
Quarterly  
Information  
from NCARB**

Mr. Clark moved to adopt the following Architects Section meeting dates for 2009:

**Other Business**

Wednesday, February 4, 2009  
Tuesday, May 5, 2009  
Tuesday, July 28, 2009  
Wednesday, October 28, 2009.

Mr. Fauber seconded the motion which was unanimously approved by members: Clark and Fauber.


Conflict of Interest forms were completed by all members present.

Conflict of  
Interest Forms

There being no further business, the meeting was adjourned at 9:32 a.m.

Adjourn

  
J. Everett Fauber, III, Chair

  
Jay W. DeBoer, Secretary

**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government**

1. Name: John S. Clark, Jr.
2. Title: Board Member
3. Agency: Architects Section/APELSCIDLA Board
4. Meeting/IFF Date: Section Meeting July 29, 2008

5. I have a personal interest in the following transaction:

\_\_\_\_\_  
\_\_\_\_\_

Nature of Personal Interest Affected by Transaction:

\_\_\_\_\_  
\_\_\_\_\_

I declare that I am a member of the following business, profession,  
occupation or group, the members of which are affected by the transaction:

\_\_\_\_\_

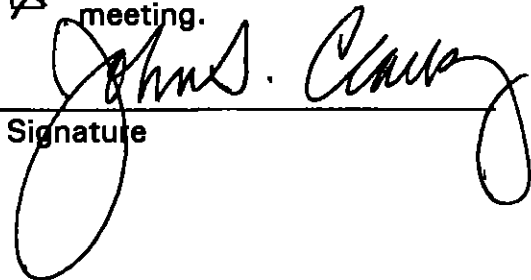
☐ I am able to participate in this transaction fairly, objectively, and in the  
public interest.

or

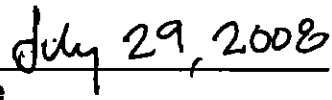
☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this  
meeting.

Signature



Date



**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government**

1. Name: J. Everette "Ebo" Fauber, III
2. Title: Board Member
3. Agency: Architects Section/APELSCIDLA Board
4. Meeting/IFF Date: Section Meeting July 29, 2008

5. I have a personal interest in the following transaction:

\_\_\_\_\_  
\_\_\_\_\_

Nature of Personal Interest Affected by Transaction:

\_\_\_\_\_  
\_\_\_\_\_

I declare that I am a member of the following business, profession,  
occupation or group, the members of which are affected by the transaction:

\_\_\_\_\_

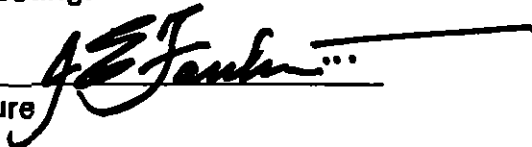
☐ I am able to participate in this transaction fairly, objectively, and in the  
public interest.

or

☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this  
meeting.

Signature



Date

7-29-08